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**PATENT**

Atty. Docket No. 37370-33

**Certificate of Mailing**

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Jeff Beno

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

GARY WAYNE BAGNALL

Serial No.: 10/752,641

Filed: January 6, 2004

For: FLOATING RAIL-GUIDED AQUARIUM  
DOCK

Group Art Unit: 3643

Examiner: To be assigned

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.99, Applicant brings to the attention of the Examiner the references identified on the attached Form PTO/SB/08B which the Examiner may consider to be material to examination of the subject application.

Copies of the references are submitted herewith along with Form PTO/SB/08B. Applicant respectfully requests that the Examiner consider the enclosed references and evidence that consideration by making appropriate notations on the attached form.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the enclosed references, should one or more of the references be applied against the claims of the present application.

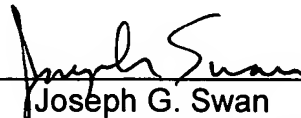
As this submission is being made prior to the first Office Action on the merits, it is believed that no fees are due in connection herewith. If there are any additional fees due in connection with the filing of this paper that have not been accounted for in this paper or in the accompanying papers, please charge the fees to Deposit Account No. 13-3735. If an extension of time under 37 C.F.R. §1.136 is required for the filing of this paper and is not accounted for in this paper or the accompanying papers, such an extension is requested and the fee (or any underpayment thereof) should also be charged to the Deposit Account. A duplicate copy of this page is enclosed for that purpose.

Respectfully submitted,

**MITCHELL, SILBERBERG & KNUPP LLP**

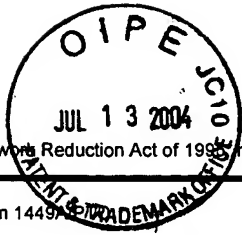
Dated: July 9, 2004

By



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Substitute for form 1449

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/752,641
Filing Date	January 6, 2004
First Named Inventor	Gary Wayne Bagnall
Art Unit	3643
Examiner Name	To be assigned
Attorney Docket Number	37370-33

Sheet 1 of 1

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	1	June 4, 2004 Printout of web page at <a href="http://www.novalek.com/tptr.htm">http://www.novalek.com/tptr.htm</a> (pp. 1-2), showing a product that was for sale prior to the present invention.	
	2	June 4, 2004 Printout of web page at <a href="http://www.pet-tech.com/aquatic_landings.htm">http://www.pet-tech.com/aquatic_landings.htm</a> (pp. 1-2), showing a product that was for sale prior to the present invention.	
	3	June 4, 2004 Printout of web page at <a href="http://www.pet-tech.com/floating_island.htm">http://www.pet-tech.com/floating_island.htm</a> , showing a product that was for sale prior to the present invention.	
	4	June 4, 2004 Printout of web page at <a href="http://www.superpetusa.com/catalog/viewone.asp?itemNumber=60838">http://www.superpetusa.com/catalog/viewone.asp?itemNumber=60838</a> , showing a product that was for sale prior to the present invention.	

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.